

## CITY OF LYNN

### Regular City Council Meeting – November 10, 2015 Council President Daniel F. Cahill, Presiding

**Eleven Councillors Present**

**Moment of Silence – Councilor Ford asked that the family of Ricky Pedro be remembered in their prayers.**

**Pledge of Allegiance**

**Motion made by Councillor Capano and seconded by Councillor Lozzi to accept the Meeting Minutes of October 27, 2015.**

**Motion carried.**

**Council President Cahill and members of the Council congratulated Councilor Ford on the recent birth of his granddaughter.**

### **COMMUNICATIONS:**

Her Honor the Mayor:

Dear Councilors:

I am hereby appointing Mr. Clint Muchie, 169 Lynn Shore Drive as the Deputy Building Commissioner for the Inspectional Services Department.

Sincerely, Judith Flanagan Kennedy, Mayor of Lynn

**Motion made by Councilor Colucci and seconded by Councilor Ford to appoint Clint Muchie, 169 Lynn Shore Drive as the Deputy Building Commissioner for the Inspectional Services Department.**

**Motion carried by the following yea and nay vote:**

**11 YES 0 NO**

Dear Councilors:

I am hereby appointing Mr. Joseph Smart, 62 Millard Avenue as the Director of Buildings and Grounds for the Inspectional Services Department.

Sincerely, Judith Flanagan Kennedy, Mayor of Lynn

**Motion made by Councilor Colucci and seconded by Councilor Trahan to appoint Joseph Smart, 62 Millard Avenue as the Director of Buildings and Grounds for the Inspectional Services Department.**

**Motion carried by the following yea and nay vote:**

**11 YES 0 NO**

Dear Councilors:

I am hereby appointing Mr. Frederick Russell III, 27 Holly Avenue to the Lynn Housing Authority Neighborhood Development Commission. Mr. Russel's term is effective immediately and will expire May 25, 2018.

Sincerely, Judith Flanagan Kennedy, Mayor of Lynn

**Motion made by Councilor Capano and seconded by Councilor Ford to appoint Frederick Russell III, 27 Holly Avenue to the Lynn Housing Authority Neighborhood Development Commission, effective immediately and will expire on May 25, 2018.**

**Motion carried by the following yea and nay vote:**

**11 YES 0 NO**

Dear Councilors:

I am hereby reappointing Ms. Laurie Walsh, 15 Avon Street to the Lynn Housing Authority Neighborhood Development Commission. Ms. Walsh's term is effective immediately and will expire May 25, 2020.

Sincerely, Judith Flanagan Kennedy, Mayor of Lynn

**Motion made by Councilor Capano and seconded by Councilor Trahan to reappoint Laurie Walsh, 15 Avon Street to the Lynn Housing Authority Neighborhood Development Commission, effective immediately and will expire on May 25, 2020.**

**Motion carried by the following yea and nay vote:**

**11 YES 0 NO**

Dear Councilors:

I am hereby reappointing Mr. Charles Ward, 18 Bond Street, Unit 208, to the Lynn Housing Authority Neighborhood Development Commission. Mr. Ward's term is effective immediately and will expire on May 25, 2019.

Sincerely, Judith Flanagan Kennedy, Mayor of Lynn.

**Motion made by Councilor Capano and seconded by Councilor Net to reappoint Charles Ward, 18 Bond Street, Unit 208 to the Lynn Housing Authority Neighborhood Development Commission, effective immediately and will expire on May 25, 2019.**

**Motion carried by the following yea and nay vote:**

**11 YES 0 NO**

## **PUBLIC HEARINGS:**

Petition of Pezco Realty LLC, Gary Pezullo, for permission to change use to residential and construct three (3) residential units after demolition of current mixed use property at 294 Chatham Street.

The following appeared in Favor:

Gary Pezullo, Owner

No one appeared in Opposition.

Public Hearing Closed.

**Motion made by Councilor Trahant and seconded by Councilor Ford to grant the prayer of the petition with the stipulation that no residential unit contain more than two (2) bedrooms.**

**Motion carried by the following yea and no vote:**

**11 YES 0 NO**

Petition of Spin City Laundromat, Paul S. Biswas for permission for a sign permit at 119 Fayette Street.

The following appeared in Favor:

Edward Biswas

No one appeared in Opposition.

**Public Hearing Closed.**

**Motion made by Councilor Trahant and seconded by Councilor Colucci to grant the prayer of the Petitioner.**

**Motion carried by the following yea and nay vote:**

**11 YES 0 NO**

Petition of National Grid, Rafael Panos, for permission to install approximately 15' +/- of 1-3" conduit from existing Pole P8, Sewall Street to proposed gas monitoring traffic box on sidewalk grass area.

The following appeared in Favor:

John Jankowski, National Grid

No one appeared in Opposition.

Public Hearing Closed.

**Motion made by Councilor Cyr and seconded by Councilor Trahant to grant the prayer of the Petitioner.**

**Motion carried by the following yea and nay vote:**

**11 YES 0 NO**

### **PUBLIC HEARINGS TO BE SET DOWN:**

Set down Public Hearing to make a determination on the percentages of the FY'2016 tax levy to be borne by each class of real and personal property.

Petition of Handmade by 2 Moms, dba Pure 7 Chocolate, Julie MacQueen, for permission for an online order business – Whole Foods for Chocolate Manufacturing at 82 Sanderson Avenue.

**Motion made by Councilor Colucci and seconded by Councilor Ford to set down for Public Hearings.  
Motion carried.**

### **UNFINISHED BUSINESS:**

**Motion made by Councilor Cyr and seconded by Councilor Capano to remove from the Table the Petition of National Grid (Gas), Chrisnor Louis, for permission to install above ground scada box at National Grid Regulator Vault at the intersection of Sewall & Jackson Street.**

**Motion carried.**

**Motion made by Councilor Cyr and seconded by Councilor Trahan to grant the prayer of the Petitioner.**

**Motion carried by the following yea and nay vote:**

**11 YES 0 NO**

### **COMMITTEE REPORTS:**

#### **Report of the November 10, 2015 Committee on Ways and Means recommending the following to be accepted:**

Ordered that the City Comptroller take the following action:

Transfer the sum of Twenty Thousand Dollars and Zero Cents (\$20,000.00) from the Reserve Account to the Abandoned Vehicles Expense Account.

**Councillor Net attached the following Emergency Preamble:**

**WHEREAS, A Special Emergency exists involving the peace, health and safety of the people or their property in the City of Lynn.**

**WHEREAS, An Emergency relative to a financial transfer in the amount of Twenty Thousand Dollars and Zero Cents (\$20,000.00) from the Reserve Account to the Abandoned Vehicles Expense Account.**

**THEREFORE BE IT VOTED BY THE LYNN CITY COUNCIL THAT THE FOREGOING CONSTITUTES AN EMERGENCY.**

**Emergency Preamble was adopted by the following yea and nay vote:**

**11 YES 0 NO**

**Emergency Order was then adopted by the following yea and nay vote:**

**11 YES 0 NO**

Transfer the sum of Seven Thousand Five Hundred Dollars and Zero Cents (\$7,500.00) from the Reserve Account to the Comptroller's Expense Account.

**Councillor Net attached the following Emergency Preamble:**

**WHEREAS, A Special Emergency exists involving the peace, health and safety of the people or their property in the City of Lynn.**

**WHEREAS, An Emergency relative to a financial transfer in the amount of Seven Thousand Five Hundred Dollars and Zero Cents (\$7,500.00) from the Reserve Account to the Comptroller's Expense Account.**

**THEREFORE BE IT VOTED BY THE LYNN CITY COUNCIL THAT THE FOREGOING CONSTITUTES AN EMERGENCY.**

**Emergency Preamble was adopted by the following yea and nay vote:**

**11 YES 0 NO**

**Emergency Order was then adopted by the following yea and nay vote:**

**11 YES 0 NO**

Transfer the sum of Two Thousand Sixty Dollars and Fifty Cents (\$2,060.50) from the DPW Expense account to the Unpaid Bills Prior Year.

**Councillor Net attached the following Emergency Preamble:**

**WHEREAS, A Special Emergency exists involving the peace, health and safety of the people or their property in the City of Lynn.**

**WHEREAS, An Emergency relative to a financial transfer in the amount of Two Thousand Sixty Dollars and Fifty Cents (\$2,060.50) from the DPW Expense account to the Unpaid Bills Prior Year.**

**THEREFORE BE IT VOTED BY THE LYNN CITY COUNCIL THAT THE FOREGOING CONSTITUTES AN EMERGENCY.**

**Emergency Preamble was adopted by the following yea and nay vote:**

**11 YES 0 NO**

**Emergency Order was then adopted by the following yea and nay vote:**

**11 YES 0 NO**

Transfer the sum of Nine Thousand Six Hundred Eighty Four Dollars and Eight Cents (\$9,684.08) from the Police Expense Account to the Unpaid Bills of Prior Years.

**Councillor Net attached the following Emergency Preamble:**

**WHEREAS, A Special Emergency exists involving the peace, health and safety of the people or their property in the City of Lynn.**

**WHEREAS, An Emergency relative to a financial transfer in the amount of Nine Thousand Six Hundred Eighty Four Dollars and Eight Cents (\$9,684.08) from the Police Expense Account to the Unpaid Bills of Prior Years.**

**THEREFORE BE IT VOTED BY THE LYNN CITY COUNCIL THAT THE FOREGOING CONSTITUTES AN EMERGENCY.**

**Emergency Preamble was adopted by the following yea and nay vote:**

**11 YES 0 NO**

**Emergency Order was then adopted by the following yea and nay vote:**

**11 YES 0 NO**

Certify as an "Available Fund" the amount of Five Hundred Ninety Six Thousand Eight Hundred Eighty Seven Dollars and Zero Cents (\$596,887.00) as allotted to the City of

Lynn Police Department by the Executive Office of Public Safety and Security for the FY16 State 911 Support and Incentive Grant. Grant Period 10/27/15 -6/3016.

**Councillor Net attached the following Emergency Preamble:**

**WHEREAS, A Special Emergency exists involving the peace, health and safety of the people or their property in the City of Lynn.**

**WHEREAS, An Emergency relative to a financial transfer certifying as "Available Funds" the amount of Five Hundred Ninety Six Thousand Eight Hundred Eighty Seven Dollars and Zero Cents (\$596,887.00) as allotted to the City of Lynn Police Department by the Executive Office of Public Safety and Security for the FY16 State 911 Support and Incentive Grant. Grant Period 10/27/15 -6/3016.**

**THEREFORE BE IT VOTED BY THE LYNN CITY COUNCIL THAT THE FOREGOING CONSTITUTES AN EMERGENCY.**

**Emergency Preamble was adopted by the following yea and nay vote:**

**11 YES 0 NO**

**Emergency Order was then adopted by the following yea and nay vote:**

**11 YES 0 NO**

**REPORT ACCEPTED.**

**Report of the November 10, 2015 Committee on Licensing recommending the following to be accepted:**

**TAXI OPERATORS (NEW)**

Aquino, Elvin J., 27 N. Franklin St #3C - **Granted**

Benedetto, William, 10 Farrar St. #800- **Granted**

Frazier, Susan, 17 Grove St., Malden, MA 02148- **Granted w/30-60-90 Day Review**

Mejia, Tammy, 4 Sanborn St. #2, Peabody, MA 01960- **Granted**

Osaretin Noyogiere, Andilaw, 172bWashington St., Apt. #5- **Granted**

Peirresin, Moise, 72 Warren St. #2- **Granted**

Prunier, Harry, 8 Cleveland St., Apt. #2- **Granted**

Ruiz, Marino, 445 Essex St. #22- **Granted**

**LIVERY OPERATOR (NEW)**

Alberick, Carter, 33 Lincoln St. #6- **Granted**

Overbaugh, Peter, 50 Adams St. #3- **DENIED**

**TAXI MEDALLION LEASE AGREEMENT**

Aquino, Elvin J., 27 N. Franklin St. #3C,- Lessee- **Granted**

DCBA Transportation, Inc.- Lessor

**LICENSE SUSPENSION REVIEW (OPEN CASES)**

Ago, Michael, 33 High St. #311- **License Suspended until after Court Case**

**CHRISTMAS TREES- RENEWAL**

800 Lynnway, Tree Brothers- **Granted**

**OLD GOLD & SILVER-RENEWAL**

4 Freeman Sq., Sherman Loan Co. LLC- **Granted**

810 Lynnway, Linken Jewelery- **Granted**

2-4 Market St., Linda's Jewelers- **Granted**

**PAWN BROKER-RENEWAL**

4 Freeman Sq., Sherman Loan Co. LLC- **Granted**

2-4 Market St. Linda's Jewelers- **Granted**

433 Washington St. A & S Pawn and Used Jewelry- **Granted**

**SECOND HAND-NEW**

21 Munroe St., Yours & Mine Consignment- **Granted**

**SECOND HAND-RENEWAL**

4 Freeman Sq., Sherman Loan Co. LLC- **Granted**

270 Lynnway, R & B Imports LTD- **Granted**

800 Lynnway, Duc Anh Watch & Clock Repair- **Granted**

800-810 Lynnway, Lynnway Mart- **Granted**

2-4 Market St., Linda's Jewelers- **Granted**

433 Washington St., A & S Pawn and Used Jewelry- **Granted**

**SIGN-RENEWAL**

419 Summer St., Wal's Cleaner- **Granted**

108 Union St., Michel Neloms Oki Ku Kai Karate- **Granted**

465 Washington St., Panakio Adjusters- **Granted**

577 Western Ave., La Morena Restaurant- **Granted**

850 Western Ave., Benjy's Market- **Granted**

**AUTO BODY LICENSE - NEW**

16 Chestnut St. – Ed & Vin's Garage of Lynn, Inc. - **Granted**

**AUTO REPAIR/FLAMMABLE LICENSE – NEW**

315R Lynnway – Master's Auto Inc.

**CANNING:**

West Lynn Pop Warner (Adults Only) – November 20, 22, 21, 22, 2015- **Granted**

Lynn Jets Hockey (Adults Only) – November 27, 28, 29, 2015- **Granted**

**OTHER BUSINESS:**

Randolf Alouidor – Alouidor Transportation Inc.- Letter from Officer Holland

**Motion to request Attorney Lamanna to draft a letter and set down Public Hearing regarding Randolph Alouidor.**

**REPORT ACCEPTED.**

**Motion made by Councillor Colucci and seconded by Councillor Barton to adjourn.**

**Notice of this meeting was posted in the City Clerk's Office at least forty-eight (48) hours in advance.**

**A True Copy Attest:**

**CITY CLERK**